

IN THE BOARD OF SUPERVISORS

County of San Luis Obispo, State of California

_____ day _____, 20____

PRESENT: Supervisors

ABSENT:

RESOLUTION NO. _____

RESOLUTION ESTABLISHING UNDERGROUND UTILITY DISTRICT NO. 32 ALONG SOUTH BAY BOULEVARD BETWEEN TURRI ROAD AND MORRO BAY CITY LIMITS NORTH OF THE TOWN OF LOS OSOS SUPERVISORIAL DISTRICT NO. 2

The following resolution is hereby offered and read:

WHEREAS, the County of San Luis Obispo desires to have certain utilities undergrounded within that portion of South Bay Boulevard between Turri Road and Morro Bay City Limits, north of the Town of Los Osos, County of San Luis Obispo, more particularly described on the documents attached hereto, marked Exhibit "A" and "B" which are hereby incorporated herein by reference as though here fully set forth; and

WHEREAS, a public hearing has been duly held this date concerning the undergrounding of said utilities, by the Board of Supervisors of the County of San Luis Obispo, State of California, to ascertain whether the public necessity, health, safety or welfare requires the removal of poles, overhead wires, and associated overhead structures, and underground installation of wires and facilities for supplying electric, communication, cable television, or similar or associated service within the territory hereinabove referred to; and

WHEREAS, notice of such hearing has been given to all affected property owners as shown on the last equalized assessment roll, and to utilities concerned, in the manner and within the time required by law; and

WHEREAS, all persons interested have been given an opportunity to appear before said Board and be heard.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Supervisors, of the County of San Luis Obispo, State of California, as follows:

1. That pursuant to Chapter 13.50 of the San Luis Obispo County Code, that territory of the County of San Luis Obispo which is more particularly described on the attached document marked Exhibit "A" which is hereby expressly incorporated herein by reference as though fully set forth, is hereby declared an underground utility district, and is designated as Los Osos Underground Utility District No. 32 of the County of San Luis Obispo. Attached hereto marked Exhibit "B" and incorporated herein by reference as though here fully set forth, is a map delineating the boundaries of said District.

2. That the Board of Supervisors hereby finds as follows: the underground utility district herein created is in the public interest for the following reasons:
 - a. Such right-of-way is extensively used by the general public and carries a heavy volume of vehicular traffic;
 - b. Subject right-of-way adjoins or passes through an area of unusual scenic interest to the general public; and
 - c. Subject right-of-way is considered an arterial street as defined in the Governor's Office of Planning and Research General Plan Guidelines.
3. That the County Clerk is hereby instructed to notify all affected utilities and all persons owning real property within said underground utility district of the adoption of this resolution within ten (10) days after the date of such adoption. Said County Clerk shall further notify said property owners of the necessity that, if they or any person occupying such property desires to continue to receive electric, communication or other similar or associated service, they or such occupants shall, by the date fixed in this resolution, provide all necessary facility changes on their premises so as to receive such service from the lines of supplying utility or utilities at a new location, subject to applicable rules, regulations, and tariffs of the respective utility or utilities on file with the Public Utilities Commission of the State of California. Such notification shall be made by mailing a copy of this resolution together with a copy of said Chapter 13.50 of the San Luis Obispo County Code to affected property owners as are shown on the last equalized assessment roll and to the affected utilities.
4. That said Board of Supervisors does hereby order and fix the following dates as dates by which said affected property owners must be ready to receive underground service, and by which the removal of all poles, overhead wires, and associated overhead structures and the underground installation of wires and facilities for supplying electric, communication or similar or associated service within said Underground Utility District No. 32 must be completed, to-wit:
 - a. The date of October 2020, is the date by which the underground utilities should be installed and hooked up, and the date by which affected property owners must be ready to be hooked up to underground utility service.
 - b. The date of October 2020, is the date by which services to the public are to be completed, and the date by which affected property owners must be receiving underground service; and
 - c. The Board of Supervisors does hereby order the removal of all poles, overhead wires and associated overhead structures and underground installation of wires and facilities for the supplying of electric, communication or similar or associated service within Underground Utility District No. 32 on or before October 2020.

- d. The Board of Supervisors does hereby order that the Pacific Gas & Electric Company and AT&T provide payment, computed pursuant to Rule 20 and Rule 32 respectively for the installation of no more **than one hundred (100) feet** (measured from the property line) of trenching, excavation, conduit installation, backfill, and surface restoration of each customer's individual service lateral to each qualifying premise affected by the District. Each other serving utility will provide service trenching and conductor in accordance with its tariffs on file with the California Public Utilities Commission or as required by its Franchise Agreement with the County. Each property owner in the District shall be responsible for the maintenance of the conduit and termination box located on, under, or within any structure on the premises served.
- e. The Board of Supervisors does hereby order that the Pacific Gas & Electric Company pay, from the existing Rule 20A allocation, for the conversion of service panels to accept underground service, up to **\$1,500** per service entrance, excluding permit fees.

Upon motion of Supervisor _____, seconded by Supervisor _____, and on the following roll call vote, to-wit:

AYES:

NOES:

ABSENT:

ABSTAINING:

the foregoing resolution is hereby adopted:

Chairperson of the Board of Supervisors

ATTEST:

Clerk of the Board of Supervisors

(SEAL)

APPROVED AS TO FORM AND LEGAL EFFECT:

RITA L. NEAL
County Counsel

By: 
Chief Deputy County Counsel

Dated: August 27, 2014

L:\DESIGN\SEP14\BOS\SBay Blvd_Turri Rd to MB City_Draft Undergrounding rsl (Amended 2).docx.dh.taw

STATE OF CALIFORNIA, }
County of San Luis Obispo, } ss.

I, _____, County Clerk and ex-officio Clerk
of the Board of Supervisors, in and for the County of San Luis Obispo, State of California, do hereby
certify the foregoing to be a full, true and correct copy of an order made by the Board of Supervisors, as
the same appears spread upon their minute book.

WITNESS my hand and the seal of said Board of Supervisors, affixed this _____
day of _____, 20 _____.

(SEAL)

County Clerk and Ex-Officio Clerk of the Board
of Supervisors

By _____
Deputy Clerk.

Exhibit A

**SOUTH BAY BLVD.
UNDERGROUND UTILITY DISTRICT
COMMUNITY OF LOS OSOS
SAN LUIS OBISPO COUNTY, CALIFORNIA**

All those portions of the map of the Rancho Canada de Los Osos and La Laguna filed in Book A of Maps at Page 83 and the map of Town of El Moro filed in Book A of Maps at Pages 80 and 81, in the County of San Luis Obispo, State of California all on file in the Recorder's Office of said County, together with portions of Sections 5, 6 and 7 in Township 30 South, Range 11 East in said County according to the official plat thereof, being more particularly described as follows;

All that portion of Tract 3 as shown on page 80 of said map of the Town of El Moro lying north of the north line of Los Osos Avenue as shown on page 81 of said map;

Together with that portion of Lot 1 of said Rancho lying westerly of South Bay Boulevard, County Road No. 3125;

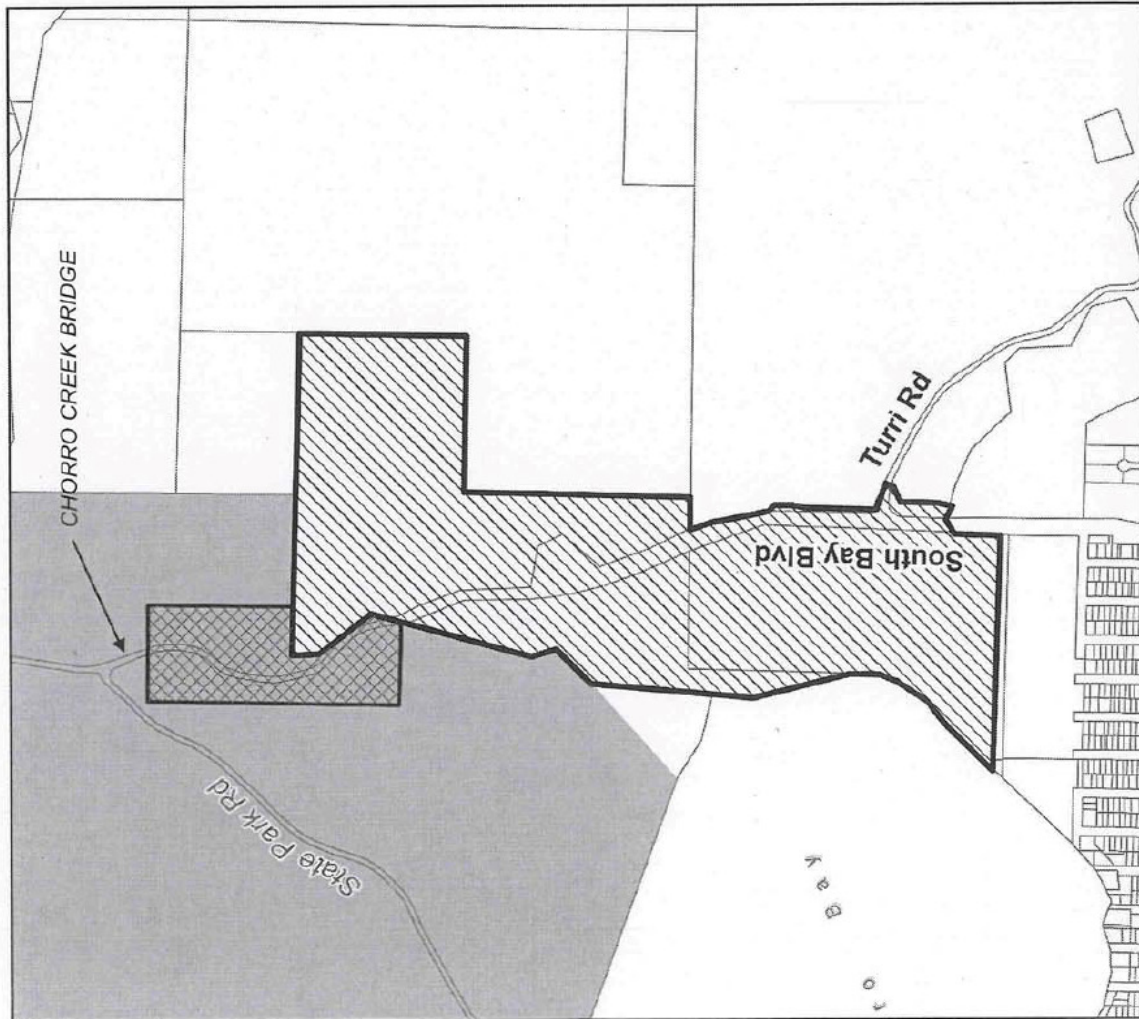
Also together with those portions of said South Bay Boulevard and Turri Road, County Road No. 3082 (both formerly known as Los Osos - Morro Bay Road and also formerly Morro Bay - Baywood Park Road, county road numbers and 23 and 13027) as described in Volume 1426 at Page 239, Volume 1423 at Page 584 and Volume 1429 at Page 172 of Official Records on file in said County Recorder's Office lying northerly of Los Osos Creek and as shown sheets 1 through 7 of the "Plans for the Construction of Los Osos - Morro Bay Road between Santa Ysabel Avenue and Morro Bay City Limits" approved May 2, 1966 on file in the Public Works Department of said County as document numbers 3129 through 3135 inclusive.

And together with that portion of South Bay Boulevard more particularly described in Volume 1501 of Official Records at Page 663 on file in said County Recorder's Office.

And also together with the southeast quarter of the northwest quarter of said Section 5 and Lots 1, 2 and 3 of said Section 5, Lots 7 and 8 of said Section 6, and Lot 1 of said Section 7.



Douglas A. Hixon
7-18-14



AFFECTED APNs

038-701-004
066-381-003
067-011-043
067-011-044
073-171-027
073-171-032

Proposed districts

South Bay Blvd. Underground Utility District - County Area
South Bay Blvd. Underground Utility District - City Area

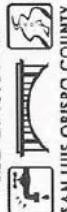
SOUTH BAY BLVD. UNDERGROUND UTILITY DISTRICT #32
CITY OF MORRO BAY/TOWN OF LOS OSOS
COUNTY OF SAN LUIS OBISPO, STATE OF CALIFORNIA

CITY OF MORRO BAY



PUBLIC SERVICES

PUBLIC WORKS
GIS SERVICES



SAN LUIS OBISPO COUNTY